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pervision, and the general conditions under which they shall be worked."

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 106, contained in the above report, was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., May 29, 1919.

Hon. James E. Calkins,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has indefinitely postponed—

Senate Bill No. 66:

A bill to be entitled An Act to make it unlawful for live stock to run at large in certain portions of Dade County, Florida, and to provide for the impounding and sale of stock so running at large and providing for a penalty for allowing stock to run at large after notice.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

Mr. Butler moved to waive the rules, and that the Senate do now take up the consideration of House Bill No. 862.

Pending the consideration of which motion—

Mr. MacWilliams moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned to 10:30 o'clock a. m. Tuesday, June 3, 1919.

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Tuesday, June 3, 1919

The Senate met at 10:30 o'clock A. M., pursuant to adjournment.

The President in the chair.

The roll was called, and the following Senators answered to their names:

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—32.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of June 2 was corrected and approved as corrected.

REPORTS OF COMMITTEES.

Mr. McLeod, chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,

President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 467:

A bill to be entitled An Act creating the Florida Purchase Centennial Commission, defining its powers and duties, and providing for the necessary expenses of said Commission.

Have examined the same and find it correctly engrossed.

Very respectfully,

W. A. McLEOD,
Chairman of Committee.

And Senate Bill No. 467, contained in the above report, was ordered to be certified to the House of Representatives.

Mr. Moore, chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate,

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 480:

A bill to be entitled An Act to authorize the State Board of Education to convey the title to certain lands in and under navigable waters in the State of Florida, subject to the governmental authority of the State in the use of waters and the authority of Congress as to navigation, and subject to common law and statutory rights of riparian owners, in order to promote the general welfare and provide permanent additions to the State School Fund.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

JOHN L. MOORE,
Chairman of Committee.

And Senate Bill No. 480, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Moore, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 445:

A bill to be entitled An Act to fix the compensation to be received by Justices of the Peace and by County Judges, except in probate matters, in counties with a population of twenty-five thousand or less.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

JOHN L. MOORE,
Chairman of Committee.

And Senate Bill No. 445, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Moore, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

House Bill No. 83:

A bill to be entitled An Act to provide a penalty to be imposed upon any person in this State who shall, with intent to injure and defraud, obtain or procure money or other thing of value on a contract or promise to perform labor or service; and prescribing a rule of evidence governing the same.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

JOHN L. MOORE,
Chairman of Committee.

And House Bill No. 83, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Moore, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 472:

A bill to be entitled An Act to amend Section 1112 of the General Statutes of Florida relating to the election of a chairman, and the selection, appointment and fixing compensation of a State Health Officer, of the State Board of Health.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

JOHN L. MOORE,
Chairman of Committee.

And Senate Bill No. 472, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Moore, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 380:

A bill to be entitled An Act relating to, authorizing and regulating certain suits in chancery against persons if alive, and if dead, against claimants through or under them.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

JOHN L. MOORE,
Chairman of Committee.

And Senate Bill No. 380, contained in the above report, was placed on the table under the rules.

Mr. Moore, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

House Bill No. 592:

A bill to be entitled An Act amending Section 1127 of the General Statutes of Florida, 1906, relating to compensation of members of State Board of Health and State Health Officer.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

JOHN L. MOORE,
Chairman of Committee.

And House Bill No. 592, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cash moved that the Governor's message relating to veto of bills be expunged from the Journal of June 2, as it indulged in personalities.

Which was agreed to.

And it was so ordered.

PETITIONS AND MEMORIALS.

The following communication from the Hon. Duncan U. Fletcher as read and ordered spread upon the Journal:

Washington, D. C., June 2, 1919.

Hon. J. Turner Butler,
Senate Chamber,
Tallahassee, Fla.

I am not acquainted with details of bill authorizing City of Jacksonville to acquire lands for free zone, but am earnest supporter of Senator Sheppard's bill to authorize free or neutral zones in ports of U. S. reintroduced in Senate and now pending before Commerce Com-

mittee with favorable report of United States Tariff Commission, and would be glad to see Jacksonville or any other port in Florida whose people may desire it authorized to take advantage of this Act when it becomes a law. It should not in any way effect tariff policy of nation, but would encourage trans-shipment and manufacture of articles for foreign trade and I strongly hope Florida ports will be able to take full advantage of its opportunities when enacted into law. Trans-shipment trade of United States last fiscal year amounted to three hundred and thirty-one million dollars of which two hundred and forty millions received from Canada; two hundred thirty-four millions shipped to Europe; only seventy-two hundred dollars to and from Atlantic ports south of Philadelphia, and little more than two millions Gulf ports—practically all New Orleans. If Florida ports are to compete with others, they should be enabled to take advantage with others of free zone bill, please do me favor to submit this telegram to Duval County representatives, and any other members of Legislature who may be interested.

DUNCAN U. FLETCHER.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919

Hon. James E. Calkins,
President of the Senate.

Sir:

The Joint Committee to whom was referred—
(Senate Bill No. 459):

An Act to authorize the Board of County Commissioners of Putnam County, Florida, to change the road material as voted to be used in the construction of roads in Special Road and Bridge District No. 4, in said Putnam County.

Also—

(Senate Bill No. 428):

An Act to provide for the collection of delinquent taxes due the Town of Avon Park.

Also—

(Senate Bill No. 456):

An Act to validate, legalize and confirm an election held in the City of Orlando, a municipal corporation in the County of Orange and State of Florida, on the 26th day of May, A. D. 1919, to determine whether or not the said City of Orlando should issue its negotiable coupon bonds in the sum of one hundred and fifty thousand (\$150,000.00) dollars, for paving and improving certain streets in said city, to authorize the issuance of said bonds and to legalize, validate and confirm the same, and to legalize, validate and confirm all proceedings had in connection therewith or relating thereto.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

The Joint Committee to whom was referred—
(Senate Bill No. 96):

An Act for the relief of Henry Langhout, and providing for proof to be made to the Clerk of the Circuit Court of Alachua County in connection therewith.

Also—

(Senate Bill No. 457):

An Act to authorize the Board of Public Instruction

of Escambia County, in this State, to purchase and furnish free of cost, school books for the use of the pupils of the public schools of said county, to authorize said Board to prescribe rules and regulations, and to provide certain penalties.

Also—

(Senate Bill No. 422):

An Act to amend Section (45) forty-five of the charter of the City of Tampa relating to the assessment of taxes.

Also—

(Senate Bill No. 434):

An Act to authorize and empower the Board of County Commissioners of Marion County, Florida, to borrow fifty per cent. of the estimated annual revenue of the road and bridge fund and the agricultural fund of said county, and to issue time warrants for such indebtedness, payable not more than six months from their date and bearing not more than six per cent. per annum interest.

Also—

(Senate Bill No. 458):

An Act constituting and defining Special Tax Road District Number one in Franklin County, Florida, and authorizing the Board of County Commissioners of said Franklin County to issue certain interest-bearing time warrants for the purpose of raising funds with which to open, lay out, establish, grade, replace, improve, pave and construct public roads and highways within said special tax road district No. 1; providing the rate of interest said warrants shall bear; the time and place when and where payable and providing for the levy of a special tax in road district No. 1 to pay the interest and create a sinking fund for the redemption of said warrants.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the

Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,

President of the Senate.

Sir:

The Joint Committee, to whom was referred—

(Senate Bill No. 183):

An Act making appropriations for the prevention, eradication and control of especially injurious insects, pests, plant and honey bee diseases, which may have been or may be introduced into the State of Florida, for quarantine, nursery and honey bee inspection; to be used and expended under the direction of the State Plant Board as herein provided; and making the unused part of the appropriation made under the provisions of Chapter 7281, Acts of 1917, a continuing appropriation for the purpose of eradicating, preventing and controlling citrus canker.

Also—

(Senate Bill No. 427):

An Act granting additional rights, powers and privileges to the town of Avon Park, De Soto County, Florida, in addition to its present town charter granting said town the right to borrow additional sums of money, and prescribing the manner in which same shall be repaid, together with the interest thereon, and the purposes therefor.

Also—

(Senate Bill No. 353):

An Act for the relief of P. B. Bird, of Jefferson County, Florida, and providing for the refund of certain taxes paid by the said P. B. Bird to the County of Jefferson and the State of Florida, and making appropriation for said purpose.

Also—

(Senate Bill No. 298):

An Act to amend Sections 1187, 1188 and 1191 of

the General Statutes of the State of Florida, relating to the Florida Hospital for the Insane.

Also—

(Senate Bill No. 438):

An Act amending the charter of the city of Tampa.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

The Joint Committee, to whom was referred—
(Senate Bill No. 424):

An Act creating an additional judicial circuit in the State of Florida, to be designated as the Seventeenth Judicial Circuit, and to create the Circuit Court thereof, and to provide for a Judge and State Attorney in the said court, and to provide for a State Attorney in the Seventh Judicial Circuit, and defining and fixing the territorial limits and the boundaries of the 5th, 7th and the Seventeenth Judicial Circuits, and providing the time for holding the terms of court in said Judicial Circuit, and prescribing the effect on pending cases in said court.

Have carefully examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bill contained in the above report was duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Eaton, chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

The Joint Committee, to whom was referred—
(House Bill No. 845):

An Act to authorize the County Board of Public Instruction for the County of Pinellas, State of Florida, to borrow money and to issue its interest-bearing warrants so as to provide for the payment of its outstanding indebtedness, including warrants or other obligations, issued by it in operating the schools of Pinellas County, Florida.

Also—

(House Bill No. 320):

An Act to protect and regulate the fish industry in the State of Florida.

Also—

(House Bill No. 837):

An Act to grant certain water front riparian rights and submerged lands in Biscayne Bay east of the City of Miami, Florida, to the City of Miami, in Dade County, Florida.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to concur in Senate amendment to—

House Bill No. 779:

A bill to be entitled An Act creating and appointing a Board of Supervisors for the Napoleon B. Broward Drainage District, and fixing their compensation and terms of office.

Which amendment is as follows:

Section 1, line 2, strike out the words "and M. C. Hardee of Dania, Florida," and insert in lieu thereof the following: "A. B. Lowe, of Davie, Florida."

And requests the Senate to recede therefrom.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And House Bill No. 779, contained in the above message, was placed before the Senate.

Mr. Hughlett moved that the Senate do not recede from the amendment to House Bill No. 779 as contained in the foregoing message.

Which was agreed to.

Mr. Malone moved that a Conference Committee from the Senate to appointed to confer with a similar committee from the House of Representatives to endeavor to adjust the differences between the Senate and the House of Representatives in re the Senate amendment to House Bill No. 779, as contained in the foregoing message.

Which was agreed to.

And the action of the Senate was ordered to be certified to the House of Representatives.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 499:

A bill to be entitled An Act granting and confirming riparian rights and submerged and filled in lands.

Also—

House Bill No. 864:

A bill to be entitled An Act to protect the fresh water fish of Hamilton County, Florida.

Also—

House Substitute Bill No. 259:

A bill to be entitled An Act to amend Section 1 of Chapter 7401, of the Acts of 1917, the same being An Act providing for the creation of Okeechobee County in the State of Florida and for the organization and government thereof.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 499, contained in the above message, was referred to the Committee on Enrolled Bills.

And House Bill No. 864, contained in the above message, was read the first time by its title.

Mr. Bradshaw moved that the rules be waived and House Bill No. 864 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 864 was read a second time by its title only.

Mr. Bradshaw moved that the rules be further waived and that House Bill No. 864 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 864 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, King, Lowry, MacWilliams, Malone, Mathis, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Turnbull, Turner, Wilson—29.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

And House Substitute Bill No. 259, contained in the above message, was read the first time by its title.

Mr. Wilson moved to waive the rules and that House Substitute Bill No. 259 be indefinitely postponed.

Which was not agreed to.

Mr. MacWilliams moved that House Substitute Bill No. 259 be placed on the Calendar of Bills on Second Reading without reference.

Which was not agreed to.

And House Substitute Bill No. 259 was referred to the Committee on County Organization.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 494:

A bill to be entitled An Act concerning the use of public roads with Palm Beach County, Florida, by the officers, agents, employees or contractors of the Lake Worth Drainage District; to provide that such drainage district shall not be liable for damages resulting from the use of its vehicles or implements upon the public roads of Palm Beach County, provided such vehicles or implements are used in construction work required under the plan of reclamation or other work of said district, and provided that such vehicles or implements comply with the provisions of Chapter 7329, Laws of Florida, approved May 22, A. D. 1917; to repeal the provisions of Chapter 6997, Laws of Florida, approved June 4, A. D. 1915, and the provisions of Chapter 7448, Laws of Florida, approved May 30, A. D. 1917, in so far as such provisions relate to the use of such public roads by the officers, agents, employees or contractors of the Lake Worth Drainage District; and concerning the procedure in court in cases where damage to roads is alleged to have been done or may be done by vehicles or implements owned or used by or for said district.

Also—

Senate Bill No. 495:

A bill to be entitled An Act amending Section 26 of Chapter 6458 of the Acts of 1913 of the Laws of Florida, relating to the creation, organization and maintenance of drainage districts, etc.

Also—

Senate Bill No. 461:

A bill to be entitled An Act to amend Section 2807 of the General Statutes of the State of Florida of 1906, relating to grants of right-of-way through State lands to railroad and canal companies.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 494, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 495, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 461, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 450:

A bill to be entitled An Act to define the ownership in certain marsh, wet or low lands in this State, and to authorize the survey and disposition thereof.

Also—

Senate Bill No. 444:

A bill to be entitled An Act to validate and adopt the uniform course of study for elementary and high schools, promulgated by the Department of Education in the year 1918, to provide for the publication of a second edition of said course of study, and making an appropriation therefor.

Also—

Senate Bill No. 435:

A bill to be entitled An Act making it a misdemeanor for any conductor or engineer or other person in charge of a railroad or logging train in this State to cause or permit such trains or cars or locomotives to remain across any public road or highway in this State for more than ten minutes at any time, and prescribe a penalty therefor.

Also—

Senate Bill No. 371:

A bill to be entitled An Act relating to the creation of Sub-Drainage Districts, wholly or partially within the Everglades Drainage District of Florida, the plan of reclamation, taxing and financing the same; to define the powers and duties of the Board of Commissioners of Everglades Drainage District and the Chief Drainage Engineer in relation thereto; to provide for and encourage a closer cooperation between the Everglades Drainage District and such subsidiary districts; and to provide for suspensions and removals therefrom.

Also—

Senate Bill No. 408:

A bill to be entitled An Act exempting absentee soldiers and sailors from payment of poll tax as a qualification to vote in any election until the year 1922.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 450, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 444, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 435, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 371, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 408, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 475:

A bill to be entitled An Act to abolish the present municipal government of the City of Lakeland, in the County of Polk, and State of Florida; and to organize and establish a city government for the same; to prescribe its jurisdiction and powers; and to authorize the imposition of penalties for the violation of its ordinances.

Also—

Senate Bill No. 479:

A bill to be entitled An Act fixing the compensation of members of the County School Boards in counties having a population between thirty-seven thousand and fifty thousand persons according to the last census.

Also—

Senate Bill No. 469:

A bill to be entitled An Act relating to the creating, organizing and maintenance of stump and land clearing districts in Clay County, for the purpose of clearing and stumping land or lands, not now fitted for agricultural purposes, for sanitary and agricultural purposes, or when the same may be conducive to the public health, convenience or welfare, or for public utility or benefit by clearing or stumping or otherwise; to define the privileges, powers, duties and liabilities of such stump and land clearing districts, the officers and agents thereof; to provide for the levying of taxes upon the property in said clearing district or districts; authorizing the issuance of bonds by such stump and land clearing districts, and giving to said stump and land clearing districts full power to acquire such machinery, tools, lands and property as may be necessary and proper for its purposes.

Also—

Senate Bill No. 449:

A bill to be entitled An Act to amend Section 1 of Chapter 6456, of the Acts of 1913, and Sections 5 and 19 of Chapter 6456, of the Acts of 1913, as amended by Chapter 6957 of the Acts of 1915, of the Laws of Florida, both of said Chapters 6456 and 6957, of the Laws of Florida, relating to the creation of the Everglades Drainage District of the State of Florida, defining its boundaries, prescribing its powers and authorizing the levy and collection of taxes and assessments upon the lands in said district for the purpose of draining and reclaiming the said lands and carrying into effect the provisions of said Act.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 475, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 497, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 469, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Bill No. 449, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 2, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendments—

Senate Bill No. 238:

A bill to be entitled An Act making appropriations for the Florida Hospital for the Insane at Chattahoochee; Florida Industrial School for Boys at Marianna, and Florida Industrial School for Girls at Ocala, for the last six months of the year 1919, the year 1920, and the first six months of the year 1921.

Which amendments are:

No. 1. In Section 2, line 6, after the word "of" insert the words: "seven hundred and twenty acres of."

No. 2. In Section 2, line 6, strike out the word "adjoining" and insert in lieu thereof the following: "near."

No. 3. In Section 2, line 6, strike out the figure "\$8,400.00," and insert in lieu thereof the following: "\$18,000.00."

No. 4. In Section 2, line 3, strike out the words and figures "\$229,250" and insert in lieu thereof the following: "\$238,850."

No. 5. In Section 1, line 3, strike out the figures "\$973,500.00" and insert in lieu thereof the following: "\$933,500.00."

No. 6. In Section 1, line 4, add the following after the word "homes;" for nurses and attendants.

No. 7. Substitute amendment. Strike out the figures "50,000.00," and insert in lieu thereof the following: "\$35,000.00."

No. 8. In Section 2, opposite the words "drum corps," strike out the figures "\$1,000.00," and insert in lieu thereof the following: "\$500.00."

No. 9. Amendment to amendment offered by Mr. Jarmon. In Section 2, lines 46 and 47, strike out the figures

"\$500.00" and insert in lieu thereof the following:
"\$300.00."

No. 10. Substitute amendment. Strike out the figures
"\$100,000.00" and insert in lieu thereof the following:
"\$75,000.00."

No. 11. At the bottom of page two, strike out the
words and figures "\$229,250.00" and insert in lieu there-
of the following: "\$238,750.00."

No. 12. At the end of Section 1, strike out the figures
"\$973,500.00" and insert in lieu thereof the following:
"\$933,500.00."

And respectfully requests the concurrence of the Sen-
ate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

Mr. Lowry moved that the Senate do not concur in any
of the amendments to Senate Bill No. 238 as contained in
the foregoing message and request that the House of
Representatives appoint a Conference Committee to con-
fer with a like committee from the Senate in an effort to
adjust the differences between the Senate and the House
of Representatives *in re* Senate Bill No. 238.

Which was agreed to.

And the action of the Senate was ordered to be certi-
fied to the House of Representatives.

Also—

The following message from the House of Representa-
tives was read:

House of Representatives,
Tallahassee, Fla., June 2, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to in-
form the Senate that the House of Representatives has
refused to recede from its position on House amendments
to—

Senate Bill No. 373:

A bill to be entitled An Act making appropriations
for salaries and expenses of the State government for six

months of the year 1919, and for the year 1920 and for
six months of the year 1921.

And respectfully asks for a committee of conference,
and has appointed as such committee on the part of the
House: Messrs. Harris, Williams (Polk), and Dawson.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 373, contained in the above mes-
sage, was placed before the Senate.

Mr. Lowry moved that a Conference Committee be ap-
pointed from the Senate to confer with the committee
from the House of Representatives, and endeavor to
adjust the differences between the Senate and the House
of Representatives to Senate Bill No. 373.

Which was agreed to.

Also—

The following message from the House of Representa-
tives was read:

House of Representatives,
Tallahassee, Fla., June 2, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to in-
form the Senate that the House of Representatives has
passed—

Senate Bill No. 424:

A bill to be entitled An Act creating an additional
Judicial Circuit in the State of Florida, to be designated
as the Seventeenth Judicial Circuit, and to create the
Circuit Court thereof, and to provide for a Judge and
State Attorney in the said court, and to provide for a
State Attorney in the 7th Judicial Circuit, and defining
and fixing the territorial limits and the boundaries of
the 5th, 7th and the 17th judicial circuits and provid-
ing the time for holdin the terms of court in said Ju-
dicial Circuit, and prescribing the effect on pending cases
in said court.

Very respectfully,

J. G. KELLUM,

Chief Clerk, House of Representatives.

And Senate Bill No. 424, contained in the above message, was referred to the Committee on Enrolled Bills.

ORDERS OF THE DAY.

Senate Bill No. 115 was taken up in its order and the consideration of the same was temporarily passed over.

BILLS AND JOINT RESOLUTIONS ON THIRD READING.

House Bill No. 832:

A bill to be entitled An Act to provide for the levy of taxes for the years 1919 and 1920.

Was taken up and read the third time in full.

Upon the passage of House Bill No. 832, the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Butler, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igon, Johnson, King, Lowry, Malone, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—28.

Nays—None.

So the Bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

House Bill No. 242:

A bill to be entitled An Act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the State and the several counties and municipalities of the State in the apprehension of criminals; providing for the assessment of damages done by dogs, and payment thereof by the proper county to the owners of live stock and poultry, and of damages to licensed dogs; imposing powers and duties on certain State, county, city and town officers and employees, and providing penalties.

Was taken up and read the third time in full.

Pending the reading of the Bill—

Mr. Roland moved that House Bill No. 242 be inform-

ally passed over for the purpose of typographical correction.

Which was agreed to.

And the bill was informally passed over.

CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON SECOND READING.

House Bill No. 731:

A bill to be entitled An Act for the relief of R. S. Hosford and S. J. Revell, of Liberty County, Florida.

Was taken up, and was read the second time in full.

There being no amendment offered, House Bill No. 731 was, under the rule, placed on the Calendar of Bills on Third Reading.

By consent —

Mr. Butler introduced—

Senate Bill No. 504:

A bill to be entitled An Act to prohibit the shooting at, dynamiting, netting, attempting to net, trapping, attempting to trap, or attempting to trap, or attempting to catch by and other means or devise except by hook and line, of any fish in the inland waters of Duval County, Florida, except in the St. Johns River, for a period of five (5) years, and providing punishment for the violation of this Act.

Which was read the first time by its title.

Mr. Butler moved that the rules be waived and Senate Bill No. 504 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 504 was read a second time by its title only.

Mr. Butler moved that the rules be further waived and that Senate Bill No. 504 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 504 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Anderson, Andrews, Baker, Bradshaw, Butler, Cash, Crawford, Eaton, Hughlett, Hulley, Lowry, MacWilliams, Malone, McLeod, Moore, Oliver, Plympton, Roland, Singletary, Stokes, Turnbull, Turner, Wilson—23.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Mr. Roland moved to waive the rules and that the Senate resume consideration of House Bill No. 242.

Which was agreed to by a two-thirds vote.

And the third reading of House Bill No. 242 was resumed and the bill read the third time in full.

Upon the passage of House Bill No. 242 the vote was:

Yeas—Senators Anderson, Baker, Bradshaw, Butler, Cash, Crawford, Eaton, Hughlett, Hulley, Johnson, Lowry, Malone, Moore, Plympton, Roland, Rowe, Singletary, Stokes, Turner, Wilson—20.

Nays—Senator Andrews—1.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

House Bill No. 588:

A bill to be entitled An Act for the payment to George Lewis, trustee, of certain bonds issued by the State of Florida, July 1st, 1861, and January 1st, 1862, respectively, together with interest thereon.

Was taken up, and was read the second time in full.

The Committee on Judiciary B offered the following amendment to House Bill No. 588:

In the title strike out the words "together with interest thereon".

Mr. Moore moved the adoption of the amendment.

Which was agreed to.

The Committee on Judiciary B offered the following amendment to House Bill No. 588:

In Section 1, line 23 and following, strike out the words "together with interest thereon at the rate of six per cent. per annum from July 1, 1902, until the issue and delivery of such warrant or warrants."

Mr. Plympton moved the adoption of the amendment.

Which was agreed to.

Mr. Moore moved that the rules be further waived and that House Bill No. 588 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 588 was read a third time in full.

Upon call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Anderson, Andrews, Cash, Crawford, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malone, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Stokes, Turnbull—22.

Nays—Senators Bradshaw, Crosby, Russell, Singletary, Wilson—5.

So the Bill as amended passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

House Bill No. 25:

A bill to be entitled An Act to amend Section 5 of Chapter 6814 of the Laws of Florida, approved June 3, 1915, entitled "An Act to regulate the finances of the counties of the State of Florida and to provide for the annual budget of expenses."

Was taken up and was read the second time in full.

Mr. MacWilliams moved that the rules be further waived and that House Bill No. 25 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 25 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Johnson, King, Lowry, MacWilliams, Malone, Mathis, Moore, Oliver, Roland, Rowe, Singletary, Stokes, Turnbull, Turner, Wilson—26.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Mr. Lowry moved to waive the rules and that the Senate do now take up the consideration of messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

And—

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed over the Governor's veto by the constitutional two-thirds vote—

House Bill No. 539:

A bill to be entitled An Act relating to the open and closed season for hunting, trapping or killing game birds in Leon County, Florida, and providing penalty therefor.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,
Chief Clerk, House of Representatives.

And House Bill No. 539, contained in the above message, was placed before the Senate.

MESSAGES FROM THE GOVERNOR.

The following message was received and read:

State of Florida,
Executive Chamber,
Tallahassee, Fla., May 31, 1919.

Hon. Geo. H. Wilder,
Speaker of the House of Representatives,
Capitol.

Sir:

Pursuant to the provisions of Section 28, Article III of the Constitution of Florida, I return herewith to you, without my approval, House Bill No. 539, the same being entitled:

"An Act relating to the open and closed season for hunting, trapping or killing game and game birds in Leon County, Florida, and providing penalty therefor."

My objection to said bill are as follows:

1. Because House Bill No. 539 was introduced and passed as a local or special bill, and from the evidence submitted to me in the form of affidavits, of which the following are copies, to-wit:

"State of Florida,
County of Leon.

"This day before me the undersigned authority, a Notary Public in and for the State of Florida at large, personally appeared Milton A. Smith, to me well known, who, being by me first duly sworn, deposes and says:

"That he is the editor and publisher of 'The Daily Democrat' and the 'Weekly Democrat and Florida Record,' two newspapers regularly published in Leon County, Florida. That he has been the editor and publisher of the said newspapers for the last five months, and that during that time no notice of intention to apply to the Legislature of the State of Florida for the passage of any local measure or bill, affecting Leon County, Florida, has been published in either of said newspapers.

"Affiant further says that the said 'Weekly Democrat' and 'Florida Record' and the said 'Daily Democrat' are the only newspapers which have been published in Leon County, Florida, for the last five months.

"(Signed) MILTON A. SMITH,"

Sworn to and subscribed before me this 26th day of May, A. D. 1919.

NELLIE E. BASSETT,
Notary Public State at Large.
My commission expires July 9, 1919.

"State of Florida,
County of Leon.

"This day before me the undersigned authority, personally appeared Paul V. Lang, to me well known, who being by me first duly sworn, deposes and says:

"That he is the Clerk of the Circuit Court of the Second Judicial Circuit of Leon County, Florida, that his office is in the Court House of Leon County, Florida, that he has been such Clerk for the last past six months and that the duties of his office require him to be in the Court House in Leon County, Florida, every day in the week, Sundays excepted, that he is familiar with all notices posted at the Court House door in Leon County, Florida, and has occasion to examine them frequently and to post notices frequently. Affiant further says that at no time during the last five months has any notice of intention to apply to the Legislature of the State of Florida for the passage of any local bill or measure affecting Leon County, Florida, been posted at the Court

House door of the Court House of Leon County, Florida.

"Affiant further says that he has been in his office in the Court House of Leon County, every day for the last past five months and has seen the notices posted at the Court House door every day during the last past five months, and that no notice as mentioned above, of intention to apply to the Legislature of Florida for the passage of any local bill affecting Leon County, Florida, has been posted at the door of the Court House of Leon County.

"(Signed) PAUL V. LANG,

"Sworn to and subscribed before me this 26th day of May, A. D. 1919.

"(Seal) EDWARD B. EPPES,

"Notary Public State of Florida at Large.

"My Commission expires Jan. 8th, 1921."

Which evidence has not been controverted or denied by the proponents of the said bill, I am satisfied that the notice of intention to apply for the passage of said bill in the Legislature was not published as required by Section 21 of Article III of the Constitution of Florida.

2. Because being satisfied that notice of the intention to apply for the passage of said bill has not been given as required by the Constitution, no evidence that such had been published could have been established in the Legislature before the bill passed.

3. Because while the said bill is a local or special bill, the subject matter thereof, the regulation of the hunting of the game birds of the State, is a matter of statewide interest, which should be dealt with by general rather than special laws.

4. Because while the said bill is a local or special bill, the effect of its enactment and enforcement as a law would affect not only Leon County, but the State as a whole, in that it would deter foreign capital from investing, not only in the lands of Leon County, but in the lands of the State at large.

5. Because it would deprive citizens of adjoining counties of one month's hunting in Leon County, while the citizens of Leon County would enjoy the right to hunt in adjoining counties for the full time provided by the State's Game Law.

6. Because the bill would curtail the right of the

poor man to hunt on his own land or lands on which he had the privilege of hunting because not posted, and I will never give my approval to a measure that curtails the lawful rights and privileges of the rich or poor.

Respectfully submitted,

(Signed) SIDNEY J. CATTS,

Governor.

The question was put: "Shall House Bill No. 539 be passed, the Governor's veto to the contrary notwithstanding?"

The roll was called, and the vote was:

Yeas—Senators Bradshaw, Cash, Crawford, Crosby, Hughlett, Hulley, Lowry, Plympton, Roland, Turner—10.

Nays—Mr. President, Senators Anderson, Andrews, Butler, Eaton, Igou, Johnson, King, MacWilliams, Malone, McLeod, Moore, Oliver, Rowe, Stokes, Turnbull, Wilson—17.

So the bill failed to pass over the veto of the Governor.

And the same was ordered to be certified to the House of Representatives.

House Bill No. 538:

A bill to be entitled An Act to extend the time for completing the Tallahassee Southeastern Railway, and if there shall be a failure to complete within said time to revoke and forfeit its franchise and privilege of being a corporation for the purpose of its creation; and that all of the provisions of this Act shall apply to and affect said Tallahassee Southeastern Railway, and its successors and assigns.

Was taken up, and was read the second time in full.

Mr. Cash moved that the rules be further waived and that House Bill No. 538 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 538 was read a third time in full.

Pending a roll call on the passage of the bill—

Mr. Cash moved that the rules be waived and that House Bill No. 538 be placed back on its second reading for the purpose of amendment, and that further consideration of same be informally passed over.

Which was agreed to by a two-thirds vote.

House Bill No. 145:

A bill to be entitled An Act to amend Section 34 of Chapter 596 of the Acts of 1907, Laws of Florida, the same being An Act relating to tax assessments and collection of revenue.

Was taken up.

Mr. Turner moved that House Bill No. 145 be laid on the table.

Which was agreed to.

And the action of the Senate was ordered to be certified to the House of Representatives.

Senate Joint Resolution No. 498:

Whereas, From the large amount of evidence submitted to the Land Department of the State of Florida, it appears that when Sections twenty-two (22), twenty-five (25), twenty-seven (27), thirty-four (34), and thirty-five (35), in Township thirty-seven (37) south, Range thirty-five (35) east, were graded, numerous errors were made in that certain of the said lands were designated as high lands when they should have been designated as swamp and overflowed lands; and,

Whereas, Various citizens of the State of Florida have acquired title in portions of said lands under misapprehensions, which they were not responsible for; and,

Whereas, Certain portions of the said lands have been entered and granted as homestead which were clearly covered by the Swamp Land Grant Act of 1850; and,

Whereas, Through all these mistakes and errors in grading and classification various citizens of the State of Florida are about to be deprived of lands that they entered in good faith and had a reasonable right to believe that they would in due course acquire a perfect title thereto; and,

Whereas, A great injustice will be perpetrated on these citizens if the present grade and classification is allowed to stand, which is not the purpose of the Federal or State governments, if errors have been made therein;

Now, Therefore, In order that justice may be done to all parties concerned, and a thorough and correct status of these lands ascertained, be it

Resolved by the House of Representatives, the Senate concurring, That the Commissioner of the General Land Office at Washington, D. C., be and he is hereby requested

to send a representative of the Federal government to Tallahassee, Florida, to meet with a representative of the Trustees of the Internal Improvement Fund to go over and examine all the lands as aforesaid and regrade and reclassify the same where mistakes have been made and make a thorough report of their findings in the premises to the Commissioner of the General Land Office and the Trustees of the Internal Improvement Fund.

Was taken up and read the second time.

Mr. Hughlett moved that the rules be further waived and that Senate Joint Resolution No. 498 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 498 was read a third time in full.

Upon call of the roll on the passage of Senate Joint Resolution No. 498, the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Butler, Carlton, Crawford, Eaton, Hughlett, Hulley, Johnson, King, Malone, McLeod, Moore, Oliver, Singletary, Stokes, Turnbull, Turner, Wilson—21.

Nays—None.

So Senate Joint Resolution No. 498 passed.

And the same was ordered to be certified to the House of Representatives.

CONSIDERATION OF HOUSE LOCAL BILLS ON SECOND READING.

House Bill No. 427 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 549 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 656 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 629 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 746 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 307 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 788:

A bill to be entitled An Act relating to primary elections held in the municipality of Jacksonville, Florida, and providing punishment for violations of this Act.

Was taken up.

Mr. Butler moved that the rules be waived and House Bill No. 788 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 788 was read a second time by its title only.

Mr. Butler moved that the rules be further waived and that House Bill No. 788 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 788 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Butler, Carlton, Crawford, Crosby, Eaton, Hulet, Hulley, Johnson, King, Lowry, MacWilliams, Malone, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Turner, Wilson—28.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

By consent—

Mr. Cash called up House Bill No. 538, which had been temporarily passed pending the third reading of same.

And consideration of House Bill No. 538 was resumed.

Mr. Cash offered the following amendment to House Bill No. 538:

In line 4 of the title of bill, after word "creation" insert: "and other grants, rights, franchises, privileges and immunities."

Mr. Cash moved the adoption of the amendment.

Which was agreed to.

Mr. Turner offered the following amendment to House Bill No. 538:

In Section 1, line 5, strike out the figures "1921" and insert in lieu thereof the following: "1923."

Mr. Turner moved the adoption of the amendment.

Which was agreed to.

Mr. Stokes offered the following amendment to House Bill No. 538:

In Section 1, line 6, strike out the word "two," and insert in lieu thereof the following: "three."

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

Mr. Turner offered the following amendment to House Bill No. 538:

In Section 1, line 8, strike out the figures "1920" and insert in lieu thereof the following: "1922."

Mr. Turner moved the adoption of the amendment.

Which was not agreed to.

Mr. Turner offered the following amendment to House Bill No. 538:

In Section 1, line 9, strike out the figures "1921" and insert in lieu thereof the following: "1923."

Mr. Turner moved the adoption of the amendment.

Which was agreed to.

Mr. Turnbull offered the following amendment to House Bill No. 538:

In Section 4 add: "Provided, that nothing in this Act shall be construed to work a forfeiture of the right or title to any lands which said company may have already earned (if any) under the grant of the charter by reason of the construction of any portion of its road now completed; or to revoke or forfeit its franchise and privilege of being a corporation for the purpose of its creation."

Mr. Turnbull moved the adoption of the amendment.

Which was not agreed to.

Mr. Hulley moved that the time for adjournment be extended to 1:40 o'clock P. M.

Which was agreed to.

Mr. Hulley moved that the Senate do proceed to the consideration of executive business.

Which was not agreed to.

Mr. Cash moved that the rules be further waived and that House Bill No. 538, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 538, as amended, was read a third time in full.

Upon call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Igou, Lowry, Malone, Moore, Oliver, Plympton, Roland, Russell, Stokes, Turner—21.

Nays—Senators Butler, Johnson, MacWilliams, McLeod, Rowe, Turnbull—6.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

EXPLANATION OF VOTE.

Mr. Johnson votes no on House Bill No. 538 because he believes said bill to be unconstitutional:

1st. Because it undertakes to revive a forfeited corporation charter.

2nd. Because it undertakes to affect vested rights and forfeiture same.

By consent—

Mr. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

The Joint Committee, to whom was referred—
(Senate Bill No. 424):

An Act creating an additional Judicial Circuit in the State of Florida, to be designated as the Seventeenth Judicial Circuit, and to create the Circuit Court thereof, and to provide for a Judge and State Attorney in the said court, and to provide for a State Attorney in the Seventh Judicial Circuit, and defining and fixing the territorial limits and the boundaries of the Fifth, Seventh and the Seventeenth Judicial Circuits, and providing the time for holding the terms of court in said Judicial Circuit, and prescribing the effect on pending cases in said court.

Have carefully examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bill contained in the above report was duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

By consent—

M. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

The Joint Committee to whom was referred—
(House Bill No. 845):

An Act to authorize the County Board of Public Instruction for the County of Pinellas, State of Florida, to borrow money and to issue its interest-bearing warrants so as to provide for the payment of its outstanding indebtedness, including warrants and other obligations issued by it in operating the schools of Pinellas County, Florida.

Also—

(House Bill No. 320):

An Act to protect and regulate the fish industry in the State of Florida.

Also—

(House Bill No. 837):

An Act to grant certain water front riparian rights and submerged lands in Biscayne Bay east of the City of Miami, Florida, to the City of Miami, in Dade County, Florida.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate to be conveyed to the Governor for his approval.

Mr. Stokes moved that the time for adjournment be extended to 1:45 o'clock p. m.

Which was agreed to.

Mr. Hulley moved that the Senate do now proceed to the consideration of executive business.

Pending which—

Mr. Johnson moved that the Senate do take a recess to 3:00 o'clock p. m.

Which was agreed to.

And the Senate took a recess to 3:00 o'clock p. m.

AFTERNOON SESSION—3:00 P. M.

The Senate reconvened at 3:00 o'clock P. M., pursuant to recess order.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Mathis, McLeod, Moore, Oliver, Russell, Singletary, Turnbull, Turner, Wilson—26.

A quorum present.

The President handed down the following committee appointments and on conference—

On House Bill No. 779: Drainage Bill—Conference asked for by Senate:

Senators Malone, Chairman; MacWilliams and Turner.

On Senate Bill No. 238: Appropriation for State Institutions—Conference asked by Senate:

Senators Russell, Chairman; Eaton and Oliver.

On Senate Bill No. 373: General Appropriation—Conference asked by House and granted by Senate:

Senators Lowry, Chairman, Stokes and Butler.

The motion of Mr. Hulley that the Senate do proceed to the consideration of executive business, pending at recess hour, was taken up.

The question was put upon the adoption of the motion.

Which was agreed to.

The Senate then went into executive session, and the Senate doors were closed at 3:05 o'clock p. m.

The Senate doors were opened at 3:15 o'clock p. m., and the Senate resumed its regular session.

The roll was called, and the following Senators answered to their names:

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Russell, Singletary, Turnbull, Turner—27.

A quorum present.

Mr. Johnson moved that the Senate do now take up the consideration of executive matters.

Which was agreed to.

And the Senate doors were closed at 3:18 o'clock p. m. and the Senate again went into executive session.

The doors of the Senate were opened at 3:20 o'clock p. m. and the Senate resumed its regular session.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Crosby, Eaton, Hughlett, Hulley, Igou, Johnson, King, Lowry, MacWilliams, Malene, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Turnbull, Turner, Wilson—29.

A quorum present.

Consideration of House Local Bills on Second Reading was resumed.

And—

House Bill No. 389:

A bill to be entitled An Act for the protection of all wild game in certain parts of Lee County, Florida.

Was taken up.

Mr. Malone moved that House Bill No. 389 be indefinitely postponed.

Which was agreed to.

And the action of the Senate was ordered to be certified to the House of Representatives.

By consent—

Messrs. Igou and Carlton introduced—

Senate Joint Resolution No. 505:

A Joint Resolution proposing an amendment to Section 6, of Article 9, of the Constitution of the State of Florida relating to taxation and finance.

Be it Resolved by the Legislature of the State of Florida, That the following amendment to Section 6, Article IX, of the Constitution of the State of Florida, relating to taxation and finances is hereby agreed to and shall be submitted to the electors for adoption or rejection at the next general election held hereafter, that is to say, that Section 6 of Article IX of the Constitution of the State of Florida be amended so as to read as follows:

Section 6. The Legislature shall have power to provide for issuing state bonds only for the purpose of repelling invasion or suppressing insurrection, or for the purpose of redeeming or refunding at a lower rate of interest bonds already issued by counties or districts for road and bridge building purposes, or for the purpose of acquiring, building and maintaining a system of good roads and bridges throughout this State under such regulations as may be prescribed by An Act of the Legislature, provided that any bond issues authorized in pursuance hereof for a system of good roads and bridges shall not exceed in amount five (5) per cent. of the total tax assessment of the State at the time of issue.

Which was read the first time by its title.

Mr. Carlton moved that the rules be waived and Senate Joint Resolution No. 505 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 505 was read a second time by its title only.

Mr. Carlton moved that the rules be further waived, and that Senate Joint Resolution No. 505 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 505 was read a third time in full.

Upon call of the roll on the passage of the bill, the vote was:

Yeas—Mr. President, Senators, Anderson, Andrews, Baker, Bradshaw, Carlton, Cash, Crosby, Eaton, Hulet, Hulley, Igou, MacWilliams, Malone, Moore, Oliver, Plympton, Roland, Rowe, Stokes, Turner, Wilson—22.

Nays—Senators Johnson, Singletary—2.

So Senate Joint Resolution No. 505, having received the constitutional vote of three-fifths of all the members elected to the Senate, passed.

And the same was ordered to be certified to the House of Representatives.

By consent—

Messrs. Igou and Carlton introduced—

Senate Bill No. 506:

A bill to be entitled An Act to amend Chapter 7328 of the Acts of the Legislature of 1917, the same being entitled "An Act to amend Chapter 6883 of the Acts of the Legislature of 1915, the same being entitled 'An Act providing for the creation of a State Road Department; providing for the appointment of the members of such department; prescribing their duties and powers; providing for the employment of a State Road Commissioner, and creating a fund for the maintenance thereof;'" providing for the selection of a chairman for such department and fixing his compensation; providing for the employment of a State Highway Engineer and other employees of such department; providing a system of State and State Aid Roads and prohibiting certain transactions by members and employees of such department and providing penalty for violation of certain provisions of this Act.

Which was read the first time by its title.

Mr. Johnson moved that the rules be waived and Senate Bill No. 506 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 506 was read a second time in full.

Mr. Moore offered the following amendment to Senate Bill No. 506:

Strike out the words "\$5,000.00" wherever they occur in the bill and insert in lieu thereof, "\$3,000.00."

Mr. Moore moved the adoption of the amendment.

Which was not agreed to.

Mr. MacWilliams offered the following amendment to Senate Bill No. 506:

Line 20, page 3, after the word "payable" insert the following: "to the Governor of the State of Florida and his successors in office."

Mr. MacWilliams moved the adoption of the amendment.

Which was agreed to.

Mr. Wilson offered the following amendment to Senate Bill No. 506:

Strike out the words "six hundred dollars" where they appear and insert in lieu thereof the following: "three hundred dollars."

Mr. Wilson moved the adoption of the amendment.

Which was not agreed to.

Mr. Moore offered the following amendment to Senate Bill No. 506:

In Amendment to Amendment No. 2, strike out "\$600 00" and insert "\$1.00."

Mr. Moore moved the adoption of the amendment.

Which was not agreed to.

Mr. Crosby offered the following amendment to Senate Bill No. 506:

Strike out the words "\$5,000.00 five thousand," and insert in lieu thereof the following: "\$4,200.00 four thousand two hundred."

Mr. Crosby moved the adoption of the amendment.

Which was not agreed to.

Mr. Mathis offered the following amendment to Senate Bill No. 506:

Strike out the figures \$600.00," and insert in lieu thereof the following: "\$3,600.00."

Mr. Mathis moved the adoption of the amendment.

Which was not agreed to.

Mr. MacWilliams moved that the rules be further waived and that Senate Bill No. 506, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 506, as amended, was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Senators Anderson, Andrews, Baker, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igou, King, Lowry, MacWilliams, Mathis, McLeod, Moore, Oliver, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turnbull, Wilson—26.

Nays—Senators Johnson, Malone—2.

So the bill as amended passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Mr. Malone moved that when the Senate adjourn this afternoon that it adjourn to meet at 3 o'clock P. M. tomorrow P. M., Wednesday, June 4th.

Which was agreed to.

By consent—

Mr. MacWilliams introduced—

Senate Bill No. 507:

A bill to be entitled An Act to provide for the assessment, levy, equalization and collection of the Halifax Special Road and Bridge District taxes in that portion of Halifax Special Road and Bridge District included, enclosed and situated in Flagler County, Florida.

Which was read the first time by its title.

Mr. MacWilliams moved that the rules be waived and Senate Bill No. 507 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 507 was read a second time by its title only.

Mr. MacWilliams moved that the rules be further waived and that Senate Bill No. 507 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 507 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Anderson, Baker, Bradshaw, Carlton, Crawford, Crosby, Eaton, Hughlett, Hullely, Igou, Johnson, King, MacWilliams, Malone, Moore, Oliver, Plympton, Roland, Rowe, Singletary, Turner, Wilson—23.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

By consent—

The following report of the committee appointed to investigate the State Board of Health was ordered spread upon the Journal:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

*To Hon. Jas. E. Calkins,
President of the Senate,*

Sir

Your committee appointed under Senate Resolution No. 10 to investigate the State Board of Health begs to report as follows:

The committee had before it for examination J. R. Graves, C. T. Frecker, A. C. Hamblin, Mrs. L. A. Hearn-Jone, Miss Domaris Hearndone, Governor Catts, W. H. Cox, J. B. Hodges and Van C. Swearingen. It has also had access to the audit made by Mr. E. I. Mathis, State Auditor, the answer of Mr. Cox thereto, and also to the testimony pertaining to the Board of Health, taken by the Committee of the House on State Institutions.

The members of the State Board of Health were appointed by the Governor, and the acting State Health Officer, upon the recommendation of the Governor, was employed or appointed by the State Board of Health, and they assumed their duties of office on June 6th, 1919. At the outset the committee wish to express the opinion that really (and in fact, there is no State Health Officer, because the Act creating the State Board of Health violates Section 27 of Article III of the State Constitution in so far as the Act seeks to authorize the Board to employ or appoint the State Health Officer. Upon the authority of the State of Florida ex rel. Clyatt vs. Hocker, 39 Florida 477, the Health Officer is a State

Officer, and should, under the Constitution, be either elected to the office or appointed by the Governor. The Board of Health has no right to employ or appoint the State Health Officer. If this view be correct, the acting State Health Officer, as such, has no right to be paid the salary and expenses provided for the office. The committee recommends that no further payments for such salary and expenses be made to him either by the Board of Health or the Comptroller. The State Board of Health has the general supervision of the public health of the State of Florida, and has the power make, promulgate, and enforce such rules and regulations as may be necessary for the preservation of the same. The State Health Officer is the executive officer of the Board of Health and Secretary to the same. The Health Officer is required to enter into bond in the sum of \$10,000 for the faithful performance of his duties. By statute the salary of the Health Officer is fixed at \$3,000 per year, and also is allowed his "actual traveling expenses while engaged in the discharge of his duties as State Health Officer." The members of the board are allowed by statute \$6.00 per day for each day of actual session, and a millage of ten cents per mile for distance traveled to and from said meetings, by the nearest and most practicable route. The Health Officer's qualifications as a physician are set forth in Section 1112 of the General Statutes.

The committee finds that the present Acting Health Officer spent entirely too much of his time away from Headquarters at Jacksonville, and consequently traveled a large portion of his time. Hence his traveling expenses were quite heavy, averaging about \$150.00 per month. We find, also, that many of the items charged by him under the head of traveling expenses were not proper. The headquarters of the State Board of Health were in Jacksonville, and he charged the Board of Health funds with hotel bills while in Jacksonville. The committee believes that such bills are not embraced within the term "traveling expenses". The same custom prevailed during the time Dr. Porter was acting Health Officer. The committee does not undertake to go into detail in discussing every improper charge, but find that the aggregate of improper charges, such as referred to above, as well as

others, amounted to many thousands of dollars. The recommendation of the committee is that the Attorney General of the State institute suit on the bonds of the Acting Health Officers for the collection of all improper charges and if necessary for the purpose of carrying out the provisions of this recommendation that the Governor or other proper officer order a complete audit of all accounts of the Board of Health.

The president of the State Board of Health approved the incidental expenses of the Health Officer and District Officer and other employees. The president of the Board was derelict in his duty in approving the improper expense accounts referred to and the other members were derelict in theirs in giving sanction thereto.

The Board of Health and the Acting State Health Officer have not worked in harmony for more than a year and the conflict between them seems to be irreconcilable. The Board has not allowed the acting Health Officer a free hand in carrying out his ideas regarding the health conditions of the State, because it felt that such ideas were impracticable, and also because it held the opinion that the acting Health Officer was not qualified or competent to fill his position properly. The Board would have dispensed with the services of the acting Health Officer if it had not been of the opinion that it could not legally do so. In this connection, the committee recommends that such person or persons be removed from the duties pertaining to the Health Office or State Board of Health as may be necessary to bring about harmony and to insure the better protection of the health of the State.

Politics have crept into the Board of Health to the detriment of the health interest of the State. The Committee recommends that in the future political debts be not paid at the expense of the health of the State, and that politics be subordinated to and not be allowed to interfere with the health of the State.

The Committee feels that the employees in the State Health Department number more than are really necessary to carry on the health work of the State and recommends that any unnecessary employees be dispensed with.

What are known as the Board of Health cars, three in number, are now and have been for some time of little service to the State. For many months they have been

sidetracked in Jacksonville, unused. The insurance expenses and decay of the cars have been continuously going on. The models and specimens contained therein have been badly damaged through neglect. The Committee recommends that sale be made by the Board of Health of the cars upon the best terms possible and the proceeds paid into the Board of Health Fund.

The salaries of the District Health officers, ten in number, range from about Twenty-five Hundred (\$2500) Dollars to Three Thousand (\$3,000.00) Dollars per annum. In addition, they are allowed traveling expenses, which are very heavy. The Committee believes that there should be only a small number of such officers, and that there should be employed a health officer in each county of the State at a nominal salary. By this method there would be a great saving to the State in the nature of traveling expenses.

The Committee believes that the health interests of the State would be better subserved if the law required that the membership of the Board should be changed so as to provide that one member should be a physician, one an attorney-at-law, and one a business man, and recommends that the law be changed to conform to this view at the next session of the Legislature, and that in the meantime, should any vacancy occur, that appointments be made to comply with the above suggestion.

Copy of the testimony taken by the Committee accompanies this report to be filed for reference.

W. M. IGOU,
H. L. OLIVER,
R. H. ROWE,
Committee.

Mr. Johnson moved that the Senate do now adjourn. Which was agreed to.

And the Senate stood adjourned to 3:00 o'clock p. m., Wednesday, June 4, 1919.

CONFIRMATIONS.

In executive session Monday the Senate confirmed the following appointments by the Governor:

C. O. Andrews, to be Judge of the Seventeenth Judicial Circuit for a term of six years.

Joseph H. Jones, to be State Attorney of the Seventeenth Judicial Circuit.

David Sholtz, to be State Attorney in the Seventh Judicial Circuit.

N. T. Joughin, W. V. Cole, J. C. McNeill, W. M. Fielder and Louvin Gates, to be Commissioners for the Port of Tampa for two years.

S. Watt Lawler, Jr., to be State's Attorney for the Twelfth Judicial Circuit of Florida.

Walter Warrington to be Harbor Master for the Port of Jacksonville, Florida.

John Bradley to be Harbor Master for the Port of Boca Grande, Florida.

C. O. Coran, E. R. Standish, N. Cicero Platt, U. S. Whitaker and V. L. Tillis, Commissioners of Pilotage for Boca Grande, Florida.

Wednesday, June 4, 1919

The Senate met at 3:30 o'clock p. m., pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Andrews, Baker, Bradshaw, Butler, Carlton, Cash, Crawford, Crosby, Eaton, Hughlett, Hulley, Igon, Johnson, King, Lowry, MacWilliams, Malone, Mathis, McLeod, Moore, Plympton, Roland, Rowe, Russell, Singletary, Stokes, Turner, Wilson—30.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of June 4 was corrected and approved as corrected.

The daily Senate Journal of Saturday, May 31, 1919, is hereby corrected by inserting on page thirty-nine immediately above line 1 of said page thirty-nine, the following amendment which was offered and adopted on that day and which does not appear in the Daily Journal of that date:

Mr. Anderson offered the following amendment to House Bill No. 678:

In Section 71, strike out lines 6, 7, 8 and 9, printed bill, and insert in lieu thereof the following: "In counties with an aggregate taxable valuation of four million dollars or less on the first five thousand dollars ten per cent (10%); on the next four thousand dollars five per cent. (5%)."

Mr. Anderson moved the adoption of the amendment. Which was agreed to.

Also on page thirty-nine of the Daily Journal of Saturday, May 31, 1919, insert between lines eleven and twelve the following amendment which was offered and adopted that day and which does not appear in the Journal of that date, to-wit:

Mr. Anderson offered the following amendment to House Bill No. 678:

In Section 41, line 26, printed bill, after the word "Him" add the following: "But upon the payment of the taxes, he shall secure a receipt from the Tax Collector and deliver the same to the person paying the tax."

Mr. Anderson moved the adoption of the amendment. Which was agreed to.

These amendments are attached to the bill as adopted and also appear upon the Secretary's book of proceedings, as offered by Mr. Anderson and adopted by the Senate.

REPORTS OF COMMITTEES.

Mr. Cash, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., June 3, 1919.

Hon. James E. Calkins,
President of the Senate.

Sir:

Your Committee on Education, to whom was referred—

Senate Bill No. 419:

A bill to be entitled An Act to amend Section 347 of the General Statutes relative to duties of Boards of Public Instruction.